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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 PATRICK GATHIGI KARANJA,

10 Plaintiff,

11 v.

12 ASSOCIATE WARDEN, *et al.*,

13 Defendants.

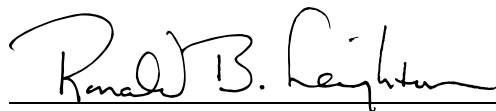
No. C09-5391 RBL/KLS

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

14 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen  
15 L. Strombom, objections to the report and recommendation, if any, and the remaining record,  
16 does hereby find and ORDER:

- 17 (1) The Court adopts the Report and Recommendation.  
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19 (2) Plaintiff's action is **DISMISSED WITHOUT PREJUDICE** pursuant to Rule  
20 41(b)(2) of the Federal Rules of Civil Procedure.  
21 (3) The Clerk is directed to send copies of this Order to Plaintiff and to the Hon.  
22 Karen L. Strombom.

23 **DATED** this 18<sup>th</sup> day of December, 2009.

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26 RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE